

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
LUFKIN DIVISION

MICHAEL DUQUE §
VS. § CIVIL ACTION NO. 9:16-CV-101
MANAGEMENT AND TRAINING §
CORPORATION (“MTC”) AND DAVID §
DRISKELL

ORDER ADOPTING THE MAGISTRATE
JUDGE’S REPORT AND RECOMMENDATION

Plaintiff, Michael Duque, a prisoner represented by counsel Tammy Peden, filed this civil rights action pursuant to 42 U.S.C. § 1983 against defendant Brad Livingston, former Executive Director of TDCJ.

The court referred this matter to the Honorable Keith Giblin, United States Magistrate Judge, at Beaumont, Texas, for consideration pursuant to applicable laws and orders of this court. The Magistrate Judge recommends defendant Brad Livingston’s Motion to Dismiss be granted.

The court has received and considered the Report and Recommendation of United States Magistrate Judge filed pursuant to such order, along with the record, and pleadings. No objections to the Report and Recommendation of United States Magistrate Judge have been filed to date.

ORDER

Accordingly, the findings of fact and conclusions of law of the Magistrate Judge are correct, and the report of the Magistrate Judge is **ADOPTED**. A Final Judgment will be entered in accordance with the recommendations of the Magistrate Judge.

So ORDERED and SIGNED this 1 day of May, 2017.



Ron Clark, United States District Judge